AUSA

FILED
APR 01 2008
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff,	Magistrate Case No.: '08 MJ 8276
v.	COMPLAINT FOR VIOLATION OF
Luis Andres MURGA	21 U.S.C. § 952 and 960 Importation of a Controlled Substance (Felony)
Defendant.	

The undersigned complainant being duly sworn states:

That on or about March 29, 2008, within the Southern District of California, defendant Luis Andres MURGA did knowingly and intentionally import approximately 24.16 kilograms (53.15 pounds) of marijuana, a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

Paul Lewenthal, Special Agent
U. S. Immigration & Customs Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 1ST DAY OF APRIL 2008.

PETER C. LEWIS
UNITED STATES MAGISTRATE JUDGE

PROBABLE CAUSE STATEMENT

I, Special Agent Paul Lewenthal, declare under penalty of perjury, the following is true and correct:

On March 29, 2008, Luis Andres MURGA entered the United States through the Calexico, California West Port of Entry. MURGA was the driver and sole occupant of a red Mazda MPV bearing Baja California, Mexico license plates BBJ6025. U.S. Customs and Border Protection Officers discovered 24.16 kilograms (53.15 pounds) of marijuana concealed within the vehicle's doors and side panels. One package was probed by CBP Officer Lopez, revealing a green leafy substance, which tested positive for marijuana.

MURGA was arrested in violation of Title 21 United States Code 952, Importation of a Controlled Substance. MURGA acknowledged and waived his Miranda Rights. MURGA acknowledged the presence of the marijuana within the vehicle. MURGA was processed and transported to the Imperial County Jail to await an initial appearance before a U.S. Magistrate Judge.

Executed on March 30, 2008 at 1420 HRS

Paul Lewenthal, Special Agent

On the basis of the facts presented in the probable cause statement consisting of 1 page (s), I find probable cause to believe that the defendant (s) named in this probable cause statement committed the offense on March 29, 2008 in violation of Title 21, United States Code, Section 952 and 960.

Anthony J. Battaglia, U.S. Magistrate Judge

3/30/08 3:30pm